

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS**

FACTOR 2 MULTIMEDIA SYSTEMS, LLC,

Plaintiff,

v.

EARLY WARNING SERVICES, LLC;  
BANK OF AMERICA CORPORATION.;  
TRUIST FINANCIAL CORPORATION;  
CAPITAL ONE FINANCIAL  
CORPORATION; JPMORGAN CHASE &  
CO.; THE PNC FINANCIAL SERVICES  
GROUP, INC.; U.S. BANCORP; and  
WELLS FARGO & COMPANY,  
Defendants.

C.A. No. 6:24-cv-00362-XR

JURY TRIAL DEMANDED

**UNOPPOSED MOTION FOR EXTENSION OF TIME FOR  
WELLS FARGO & COMPANY TO RESPOND TO COMPLAINT**

Defendant Wells Fargo & Company (“Wells Fargo”), by and through its undersigned counsel, respectfully moves this Court to extend the date by which to answer, move, or otherwise respond to Plaintiff’s Complaint. Wells Fargo was served on August 14, 2024, making its response due Wednesday, September 4, 2024.

Wells Fargo respectfully requests that the deadline to answer or otherwise respond to the Complaint be extended by forty-five (45) days to Monday, October 21, 2024, due to the extended deadline falling on Saturday, October 19, 2024. Counsel for Wells Fargo conferred by telephone with Plaintiff’s counsel on August 26, 2024. Plaintiff’s counsel is not opposed to this Motion.

Wells Fargo does not seek delay in this case and submits this request so that justice may be done.

Dated: September 4, 2024

K&L GATES LLP

/s/ Matthew Blair

Matthew Blair SBN 24109648

K&L GATES LLP

2801 Via Fortuna, Suite 650

Austin, TX 78746

(512) 482-6851

matthew.blair@klgates.com

Vincent Galluzzo (*pro hac vice* forthcoming)

K&L GATES LLP

300 S Tryon St Suite 1000,

Charlotte, NC 28202

(704) 331-7400

Vincent.galluzzo@klgates.com

Devon Beane (*pro hac vice* forthcoming)

Nathan Fuller (*pro hac vice* forthcoming)

Jonah Heemstra (*pro hac vice* forthcoming)

Rebekah Hill (*pro hac vice* forthcoming)

K&L GATES LLP

70 W. Madison St., Suite 3100

Chicago, IL 60602

(312) 781-7166

devon.beane@klgates.com

nathan.fuller@klgates.com

jonah.heemstra@klgates.com

rebekah.hill@klgates.com

Erik J. Halverson (*pro hac vice* forthcoming)

K&L GATES LLP

4 Embarcadero Center, Suite 1200

San Francisco, IL 94111

(415) 882-8238

erik.halverson@klgates.com

*Attorneys for Defendant WELLS FARGO &  
COMPANY*

**CERTIFICATE OF CONFERENCE**

I certify that, as recited, I conferred by telephone on August 26, 2024, with opposing counsel concerning this Motion. Opposing counsel Joseph J. Zito indicated that his client was not opposed to the request for additional time.

/s/ Vincent Galluzzo  
Vincent Galluzzo

**CERTIFICATE OF SERVICE**

I certify that on September 4, 2024, a true and correct copy of the foregoing document was served electronically, via ECF, on all counsel of record who are deemed to have consented to such service under the Court's local rules.

/s/ Matthew Blair  
Matthew Blair